

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

Kenneth Patton,

Petitioner

V.

Nevada Board of Parole Commissioners,
et al.,

Respondents

Case No. 2:19-cv-00521-JAD-NJK

Order Summarily Dismissing Action

11 This action was initiated by Kenneth Patton, a prisoner at Nevada’s Ely State Prison.
12 Patton filed a “Petition for Writ of Mandamus.”¹ I summarily dismiss this action because Patton
13 has not paid a filing fee or applied to proceed *in forma pauperis*, because mandamus relief is
14 unavailable in this court as a remedy in state parole proceedings, because Patton’s petition is not
15 on a proper form for a habeas corpus petition,² and because Patton’s petition fails to state any
16 claim on which relief could possibly be granted in any form of action.

IT IS THEREFORE ORDERED that this action is DISMISSED.

18 **IT IS FURTHER ORDERED** that the petitioner is denied a certificate of appealability
19 because reasonable jurists would not find this order to be debatable.

20 **IT IS FURTHER ORDERED** that the Clerk of the Court is directed to ENTER
21 JUDGMENT accordingly and CLOSE THIS CASE.

Dated: April 11, 2019

1 ECF No. 2.

²⁸ ² See Rule 2(d), Rules Governing Section 2254 Cases in the United States District Courts; LSR 3-1.